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3 **UNITED STATES DISTRICT COURT**  
4 **DISTRICT OF NEVADA**  
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6 UNITED STATES OF AMERICA,

7 Plaintiff,

8 v.

9 SERGIO PELAYO,

10 Defendant.  
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Case No. 2:17-cr-00023-KJD-CWH

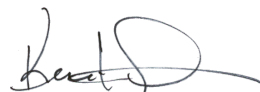
**ORDER**

12 Before the Court for consideration is the Report and Recommendation (#29) of Magistrate  
13 Judge C. W. Hoffman, Jr., entered June 13, 2017, recommending that Defendant's Motion to  
14 Suppress Evidence (#15) be granted in part and denied in part. Defendant timely filed objections to  
15 the Magistrate Judge's Report and Recommendation (#37) pursuant to Local Rule IB 3-2. The  
16 Government filed a response (#39).

17 The Court has conducted a de novo review of the record in this case in accordance with 28  
18 U.S.C. § 636(b)(1) and LR IB 3-2. The Court determines the Report and Recommendation (#29) of  
19 the United States Magistrate Judge entered June 13, 2017, should be **ADOPTED** and **AFFIRMED**.

20 IT IS THEREFORE ORDERED that the Magistrate Judge's Report and Recommendation  
21 (#29) entered June 13, 2017, is **ADOPTED** and **AFFIRMED**, and Defendant's Motion to Suppress  
22 Evidence (#15) is **GRANTED in part** and **DENIED in part**.

23 DATED this 17th day of January, 2018.

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26 Kent J. Dawson  
United States District Judge